

**ELMAN TECHNOLOGY LAW, P.C.**  
**PATENT, TRADEMARK, COPYRIGHT & INTERNET LAW**  
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**FEB 28 2005**

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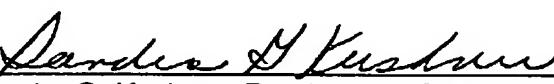
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on **February 28, 2005**

The undersigned, Sandra G. Kushner, hereby avers that all statements on this Certificate of Transmission are true pursuant to the provisions of and penalties under 18 U.S.C. Section 1001.



Sandra G. Kushner, Paralegal to Gerry J. Elman,

Reg. 24,404 Customer no. 003775

U.S. Patent Application	10/790,386
Confirmation no.	1100
Title:	Cosmetic Composition and Method
First named inventor:	Lerner
GAU/Examiner	1616/Lamm
Attorney Docket No.	QMT1.2-Con-US
Piece(s) transmitted herewith:	
Certificate of Facsimile Transmission	1 piece(s)
Transmittal Form	1 piece(s)
Response to Restriction Requirement	5 piece(s)
Information Disclosure Statement	4 piece(s)
Request of Extension of Time	1 piece(s)
Notice of Copending Application	1 piece(s)
PTO Form 2038	1 piece(s)
<b>Total piece(s) this submission</b>	<b>14 piece(s)</b>

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
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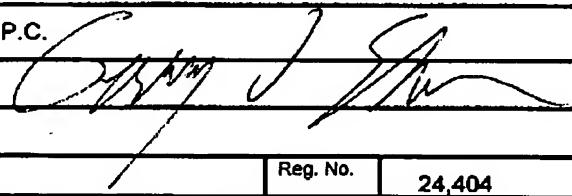
Application Number	10/790,386
Filing Date	March 1, 2004
First Named Inventor	Lerner
Art Unit	1616
Examiner Name	LAMM, M.
Attorney Docket Number	QMT1.2-CON-US

Total Number of Pages in This Submission

**ENCLOSURES (Check all that apply)**

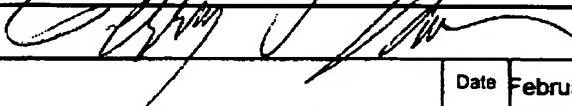
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> <input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
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<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application		
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Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Elman Technology Law, P.C. 		
Signature			
Printed name	Gerry J. Elman		
Date	December 10, 2004	Reg. No.	24,404

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature			
Typed or printed name	Gerry J. Elman	Date	February 28, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

FEB 28 2005

Via Official Fax no 703-872-9306

**PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)  
FY 2005 (fees effective on or after December 8, 2004)**

Application Number	10/790,386	Filed:	March 1, 2004
Art Unit	1616	Examiner	LAMM
Attorney Docket No.	QMT1.2-CON-US	Confirmation No.	1100
For	<b>COSMETIC COMPOSITION AND METHOD</b>		

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fees are as follows (check time period desired and enter the appropriate fee below):

	Fee	Small Entity Fee	
One month (37 CFR 1.17(a)(1))	\$120	\$60	\$
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$225.00
Three months (37 CFR 1.17(a)(3))	\$1020	\$510	\$
Four months (37 CFR 1.17(a)(4))	\$1590	\$795	\$
Five months (37 CFR 1.17(a)(5))	\$2160	\$1080	\$

Applicant claims small entity status. See 37 CFR 1.27

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director has already been authorized to charge fees in this application to a Deposit Account.

The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account Number 05-0845. I have enclosed a duplicate of this sheet.

I am the applicant/inventor.

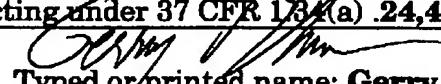
assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).

attorney or agent of record. Registration Number

attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a) 24,404

Date: February 28, 2005 Signature: 

Telephone Number: 610-892-9942 Typed or printed name: **Gerry J. Elman**

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of forms are submitted. 1

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**I am the applicant/inventor.**

**assignee of record of the entire interest. See 37 CFR 3.71.**

**Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).**

**attorney or agent of record. Registration Number**

**attorney or agent under 37 CFR 1.34(a).**

**Registration number if acting under 37 CFR 1.34(a) .24,404**

Date: February 28, 2005 Signature: 

Telephone Number: **610-892-9942** Typed or printed name: **Gerry J. Elman**

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

**Total of forms are submitted. 1**

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